



PATENTS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION

Applicants : Sylvan R. Shemitz et al.
Application No. : 10/645,749
Confirmation No. : 9116
Filed : August 20, 2003
For : ASYMMETRIC DISTRIBUTION LUMINAIRE
Group Art Unit : 2875
Examiner : John A. Ward

Mail Stop AMENDMENT
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b,c)

Sir:

Sylvan R. Shemitz Designs, Inc., a corporation of the State of Delaware, having an office and place of business at 114 Orange Avenue, West Haven, Connecticut 06516, represents that it is the assignee of record of the entire, right, title and interest, by assignment, of the following issued United States patent and pending United States patent application:

1. U.S. Patent No. 6,652,118 for "ASYMMETRIC DISTRIBUTION LUMINAIRE," issued November 25, 2003 on Application No. 09/851,409, filed May 8, 2001. An assignment of the '409 application to Sylvan R. Shemitz Designs, Inc. was recorded on August 27, 2001 at Reel 12115, Frames 121-124.

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2. Application No. 10/645,749 for "ASYMMETRIC DISTRIBUTION LUMINAIRE," filed August 20, 2003 as a continuation of Application No. 09/851,409, filed May 8, 2001. The assignment of the '409 application above is also effective for the '749 application as a continuation.

The undersigned, on behalf of Sylvan R. Shemitz Designs, Inc., hereby disclaims the terminal portion of any patent granted on the present application, Application No. 10/645,749, which would extend beyond May 8, 2021, the expiration date of the full statutory term of said earlier-issued Patent No. 6,652,118.

The undersigned, on behalf of Sylvan R. Shemitz Designs, Inc., agrees that any patent granted on the present application, Application No. 10/645,749, shall be enforceable only for and during such period as the legal title to such patent shall be the same as the legal title to said Patent No. 6,652,118, this agreement to run with any patent granted on Application No. 10/645,749 and to be binding upon the grantee of such patent and its successors and assigns.

The undersigned, on behalf of Sylvan R. Shemitz Designs, Inc., does not disclaim any terminal part of any patent granted on the above-identified application, Application No. 10/645,749, prior to May 8, 2021, the expiration date of the full statutory term of said earlier-issued Patent No. 6,652,118, in the event that said earlier-issued patent: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a,b), (e) has all claims canceled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The undersigned hereby states and certifies that:

1. He is an attorney of record in the above-identified patent application and is authorized to act on behalf of assignee corporation in connection with said application; and

2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to the above-identified application, Application No. 10/645,749, is in assignee.

SYLVAN R. SHEMITZ DESIGNS, INC.



Garry J. Tuma
Registration No. 40,210
Attorney for Applicants
and Assignee

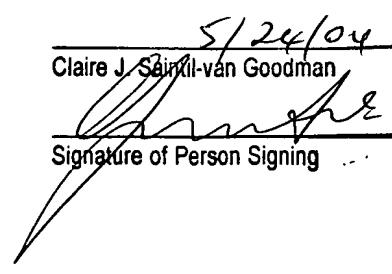
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Date: MAY 24, 2004

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5/24/04
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Signature of Person Signing

A check in the amount of \$ _____ in payment of the fee for additional claims is transmitted herewith.

A check in the amount of \$55.00 in payment of the statutory disclaimer filing fee specified in 37 C.F.R. § 1.20(d) is transmitted herewith.

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EXTENSION FEE

The following extension fee is applicable to the Reply filed herewith: [] \$55.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$210.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [] \$475.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$740.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); [] \$1,005.00 extension fee for response within fifth month pursuant to 37 C.F.R. § 1.136(a).

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8/24/04
Claire J. Saintil van Goodman

J. Tuma
Signature of Person Signing

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The PTO did not receive the following listed items(s) A check of \$55.00